

STATE OF CALIFORNIA

ENERGY RESOURCES CONSERVATION  
AND DEVELOPMENT COMMISSION

2008 Rulemaking on	)	Docket No. 07-AAER-3
Appliance Efficiency Regulations	)	Order 07-1205-26
_____	)	

**ORDER INSTITUTING RULEMAKING PROCEEDING**

**I. PURPOSE OF THE PROCEEDING**

The California Energy Commission ("Commission") hereby institutes a rulemaking proceeding. The basic purpose of the proceeding is to consider changes to the Commission's appliance efficiency regulations (title 20, Cal. Code Regs., §§ 1601 - 1608). The Commission's building standards (title 24, Cal. Code Regs., Part 1, §§ 10-101 - 10-112, and Part 6, §§ 100 -152) may also be considered, but only to the extent necessary to make the appliance and building regulations consistent and to ensure comprehensive coverage of all relevant appliances.

We take this action under the authority of Public Resources Code sections 25210, 25211, 25213, 25218(e), 25402(a)-(c) & (e), 25402.5, and 25402.5.4 (Stats. 2007, ch. 534), and 20 California Code of Regulations sections 1220 – 1225.

**II. DELEGATION OF AUTHORITY TO EFFICIENCY COMMITTEE**

The Commission's Efficiency Committee (consisting of Presiding Member Chairman Jackalyne Pfannenstiel and Associate Member Commissioner Arthur H. Rosenfeld), or a successor committee with similar powers and duties appointed under Public Resources Code Section 25211 ("the Committee"), shall preside over this proceeding. The Committee shall, on behalf of the Commission, take all actions necessary and appropriate to comply with all applicable legal requirements, such as the requirements of the Warren-Alquist Act, the Administrative Procedure Act (APA), and the California Environmental Quality Act (CEQA), including but not limited to submittal of all necessary documents to the Office of Administrative Law (OAL).

### **III. SCOPE OF THE PROCEEDING**

This rulemaking shall focus initially on (1) “general purpose lighting” in order to help meet the requirements of AB 1109 (Stats. 2007, ch. 534, enacting Pub. Resources Code, § 25402.5.4); (2) battery chargers; (3) updates and clarification; and (4) other priority matters as determined by the Committee. The Committee may divide the rulemaking into phases and shall establish (and may from time to time modify) the scope of each phase, following one or more scoping workshops and with appropriate attention to staffing needs and resources.

The Committee shall explore the need for joint rulemaking with other government agencies if necessary to comply with CEQA or other applicable law.

### **V. PUBLIC PARTICIPATION**

The Commission encourages full and free public participation. Any person present at any hearing or workshop shall be afforded a reasonable opportunity to make oral comments on the subject matter of the proceeding. All written comments shall be addressed to:

Docket No. 07-AAER-3  
California Energy Commission  
1516 Ninth Street, Mail Station 4  
Sacramento, California 95814-5512

Nine copies of all written materials shall be provided unless it would impose an undue hardship.

To assist the Committee in its efforts, we direct the following organizations (all of which have actively participated in previous proceedings), and any others subsequently designated by the Committee, to provide information as the Committee directs: National Electrical Manufacturers Association (NEMA), Consumers Electronics Association (CEA), and Pacific Gas and Electric Company (PG&E).

The Executive Director, in conjunction with the Public Adviser, shall ensure that this order, and notice of the time and place for all hearings and workshops, are distributed to all interested persons. The Executive Director shall also ensure that drafts of regulations proposed for amendment are made available to interested

persons and the Public Adviser sufficiently in advance of consideration or adoption by the Commission to allow timely public participation.

The Commission's Public Adviser is available to help any person who wants to participate in this proceeding. Please call (916) 654-4489 or toll-free in California at (800) 822-6288, or write to [pao@energy.state.ca.us](mailto:pao@energy.state.ca.us).

December 3, 2007

ENERGY RESOURCES CONSERVATION  
AND DEVELOPMENT COMMISSION

\_\_\_\_\_ signed \_\_\_\_\_  
JACKALYNE PFANNENSTIEL  
Chairman and Presiding  
Member, Efficiency Committee

\_\_\_\_\_ signed \_\_\_\_\_  
JAMES D. BOYD  
Vice Chair

\_\_\_\_\_ signed \_\_\_\_\_  
ARTHUR H. ROSENFELD, Ph.D.  
Commissioner and Associate  
Member, Efficiency Committee

\_\_\_\_\_ signed \_\_\_\_\_  
JEFFREY BYRON  
Commissioner

\_\_\_\_\_ signed \_\_\_\_\_  
JOHN L. GEESMAN  
Commissioner